

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1188 be amended to read as follows:

- 1       Page 10, line 34, delete "chapter at" and insert **"chapter. A separate**
- 2       **license is required to sell pari-mutuel pull tabs at each of".**
- 3       Page 11, line 22, after "chapter" insert **"to authorize the sale of**
- 4       **pari-mutuel pull tabs in an allowed city".**
- 5       Page 11, line 23, after "mayor of" delete "an" and insert **"the".**
- 6       Page 11, line 29, after "facility" insert **"located in the city".**
- 7       Page 11, line 31, after "facility." insert **"In the case of a satellite**
- 8       **facility located in a county required to hold a local public question**
- 9       **on the sale of pari-mutuel pull tabs under section 21 of this**
- 10       **chapter, the joint application must be submitted before April 1 of**
- 11       **the year following the year in which pari-mutuel pull tabs are**
- 12       **approved in a local public question.".**
- 13       Page 11, between lines 31 and 32, begin a new line blocked left and
- 14       insert:
- 15       **"The issuance of a license to authorize the sale of pari-mutuel pull**
- 16       **tabs in a particular allowed city is not contingent upon the permit**
- 17       **holders executing an agreement described in subdivision (1) with**
- 18       **the mayor of any other allowed city.".**
- 19       Page 11, line 40, delete "2005." and insert **"2005 or April 1 of the**
- 20       **year following the year in which pari-mutuel pull tabs are**
- 21       **approved in a local public question held under section 21 of this**
- 22       **chapter in the case of a satellite facility located in a county**
- 23       **required to hold a local public question on the sale of pari-mutuel**

pull tabs under section 21 of this chapter."

Page 13, line 26, delete "Notwithstanding any other law," and insert "The Indiana gaming commission may not issue a license under this chapter to authorize".

Page 13, line 26, delete "may not" and insert "to".

Page 13, line 32, delete "each" and insert "at least one (1)".

Page 16, between lines 37 and 38, begin a new paragraph and insert: "Sec. 21. (a) Except as provided in subsection (b), this section applies to a county containing:

(1) an allowed city; or

(2) a racetrack licensed under IC 4-31-5.

(b) This section does not apply to a county that approved pari-mutuel wagering in a local public question held before January 1, 2004, under any of the following statutes:

(1) IC 4-31-4-2.

(2) IC 4-31-4-2.5.

(3) IC 4-31-4-2.7.

(c) The Indiana gaming commission may not issue a pari-mutuel pull tab license to a permit holder to offer pari-mutuel pull tabs under this chapter unless the voters of the county in which the permit holder's racetrack or satellite facility is located have approved the sale of pari-mutuel pull tabs in the county in a local public question held under this section.

(d) For a local public question required to be held under this section, the county election board shall place the following question on the ballot in the city during the next general election:

"Shall the sale of pari-mutuel pull tabs be allowed in \_\_\_\_\_ County ?".

(e) A public question under this section must be certified in accordance with IC 3-10-9-3 and shall be placed on the ballot in accordance with IC 3-10-9.

(f) The circuit court clerk of a county holding an election under this chapter shall certify the results determined under IC 3-12-4-9 to the Indiana gaming commission and the department of state revenue.

(g) If a public question is placed on the ballot under subsection (d) in a county and the voters of the county do not vote in favor of the public question, a second public question under that subsection may not be held in the county for at least two (2) years. If the voters of the county vote to reject the public question a second time, a third or subsequent public question under that subsection may not be held in the county until the general election held during the tenth year following the year of the previous public

- 1       **question held under that subsection.**  
2       **(h) This section applies only to the sale of pari-mutuel pull tabs**  
3       **in the county. This section may not be construed to affect a permit**  
4       **holder's ability to operate:**  
5               **(1) a racetrack in the county under a license issued under**  
6               **IC 4-31-5; or**  
7               **(2) a satellite facility in the county under a license issued**  
8               **under IC 4-31-5.5."**  
              (Reference is to HB 1188 as printed January 23, 2004.)

---

Representative Borrer